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16 **UNITED STATES DISTRICT COURT**

17 **DISTRICT OF NEVADA**

18 TYRONE & IN-CHING, LLC, a Nevada
19 limited liability company,

20 Plaintiff,

21 vs.

22 JPMORGAN CHASE BANK, NA, a
23 National Association; GREYBEARD CORP
24 SOLO 401K TRUST; WILLIE FELTON,
trustee of the GREYBEARD CORP SOLO
401K TRUST; Does 1 through X, and ROE
Corporations I through X,

25 Defendants.

26 CASE NO: 2:15-cv-00293-RFB-NJK

27 **STIPULATION AND ORDER TO:**

- 28 1. **WITHDRAW PLAINTIFF'S
MOTION FOR SUMMARY
JUDGMENT (DOC. 43) WITHOUT
PREJUDICE;**
- 29 2. **STAY LITIGATION PENDING
RULING ON DOC. 18; AND**
- 30 3. **RESET DISCOVERY AND PRE-
TRIAL DEADLINES TO A FUTURE
DATE**

31 ALL RELATED MATTERS

32 Plaintiff/Counter-Defendant Tyrone & In-Ching, LLC ("Plaintiff"), Defendant/
33 Counterclaimant JPMorgan Chase Bank, N.A. ("Chase"), and Defendants/Counterclaimants

34 **SMITH LARSEN & WIXOM**

35 ATTORNEYS
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1 Greybeard Corp Solo 401K Trust and Willie Felton (collectively “**Felton**”), by and through
2 their respective counsel of record, hereby stipulate and agree as follows:¹

3 **IT IS HEREBY STIPULATED AND AGREED** that Plaintiff’s Motion for
4 Summary Judgment (Doc. 43) is withdrawn without prejudice.

5 **IT IS FURTHER STIPULATED AND AGREED** that all discovery, litigation, and
6 pretrial deadlines are vacated and the case is stayed pending the Court’s ruling on Felton’s
7 MSJ.

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¹ This Stipulation is entered into after the Court graciously stayed discovery in this matter pending the Court’s
28 ruling on Felton’s Motion for Summary Judgment (Doc. 18) and Chase’s Joinder thereto (Doc. 20) (collectively
“**Felton’s MSJ**”), however, the order was silent regarding the dispositive motion and other pre-trial deadlines.
See Doc. 42 (the “**Order**”). Thus, the parties submit this Stipulation for clarification.

1 **IT IS FURTHER STIPULATED AND AGREED** that in accordance with the
 2 Order, if the Court's decision on Felton's MSJ does not result in a final disposition of this
 3 case, the parties shall file a joint discovery plan within seven (7) days of the issuance of the
 4 order on Felton's MSJ, which joint discovery plan will propose new discovery and pre-trial
 5 deadlines.
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<p>7 SMITH LARSEN & WIXOM</p> <p>8 Dated this 22nd day of December, 2015.</p> <p>9 <u>/s/ Chet A. Glover</u></p> <p>10 Kent F. Larsen, Esq. Nevada Bar No. 3463 Chet A. Glover, Esq. Nevada Bar No. 10054 1935 Village Center Circle Las Vegas, Nevada 89134 Attorneys for Defendant/ Counterclaimant Chase</p>	<p>7 WEIL & DRAGE, APC</p> <p>8 Dated this 22nd day of December, 2015.</p> <p>9 <u>/s/ Jason Martinez</u></p> <p>10 Neil B. Durrant, Esq. Nevada Bar No. 7324 C. Robert Peterson, Esq. Nevada Bar No. 11680 Jason Martinez, Esq. Nevada Bar No. 13375 2500 Anthem Village Drive Henderson, Nevada 89052 Attorneys for Plaintiff</p>
<p>16 GERRARD, COX & LARSEN</p> <p>17 Dated this 22nd day of December, 2015.</p> <p>18 <u>/s/ Fredrick J. Biedermann</u></p> <p>19 Douglas D. Gerrard, Esq. Nevada Bar No. 4613 Fredrick J. Biedermann, Esq. Nevada Bar No. 11918 2450 St. Rose Pkwy., Suite 200 Henderson, Nevada 89074 Attorneys for Defendants/ Counterclaimants Felton</p>	

24 **ORDER**

25 **IT IS SO ORDERED.**

26 DATED: December 23, 2015

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 28 United States Magistrate Judge